

NABISCO
BRANDS

■ LEGAL DEPARTMENT

April 6, 1988

Ms. Sherrel D. Henry
U.S. Environmental Protection Agency, Region II
Site Compliance Branch
26 Federal Plaza
Room 747
New York, NY 10278

Re: York Oil, Moira, New York
Request for Information Under
42 U.S.C. §9604(e)(1) and 42 U.S.C. §6927

Dear Ms. Henry:

On behalf of Nabisco Brands, Inc. ("Nabisco"), enclosed please find Nabisco's response to the United States Environmental Protection Agency's Request for Information (undated) which was received by Nabisco Brands on or about March 22, 1988 and which regards the York Oil Site in Moira, New York.

In the limited time period allotted, we have not yet been able to get all of the information requested and have indicated in the enclosed response those items yet to be responded to. We hope to be able to amend this response in the very near future with the additional information requested.

Very truly yours,

NABISCO BRANDS, INC.

Robert K. DeVries
Corporate Counsel and
Assistant Secretary

RKD:ly
Encls.



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RESPONSE OF NABISCO BRANDS, INC. TO REQUEST FOR INFORMATION

RE: YORK OIL SITE, MOIRA, NEW YORK

1. a. The correct legal name of the company responding to this Request for Information is Nabisco Brands, Inc. ("the Company").
- b. The names and addresses of the President and the Chairman of the Board of Directors of Nabisco Brands, Inc. are, respectively, as follows:
 - (1) President and Chief Executive Officer:
H. John Greeniaus
100 DeForest Avenue
East Hanover, New Jersey 07936
 - (2) Chairman of the Board:
James O. Welch, Jr.
100 DeForest Avenue
East Hanover, New Jersey 07936
- c. The State of Incorporation of Nabisco Brands, Inc. is the State of Delaware. The Registered Agent is:

State of Delaware -
United States Corporation Company
220 S. State Street
Dover, Delaware 19901

State of New York -
United States Cororation Company
1 Gulf and Western Plaza
New York, New York 10023
- d. The Company has a direct, wholly-owned subsidiary called Nabisco, Inc., a New Jersey corporation. Nabisco, Inc. owns title to the facility located at 920 Rainbow Boulevard, Niagara Falls, New York 14303 (the "Facility")..

The President of Nabisco, Inc. is H. John Greeniaus (see above address). The Chairman of the Board of Nabisco, Inc. is James O. Welch, Jr. (see above address).

e. The Registered Agent of Nabisco, Inc. is:

State of New York -
United States Corporation Company
1 Gulf and Western Plaza
New York, New York 10023

State of New Jersey -
United States Corporation Company
150 West State Street
Trenton, New Jersey 08608

2. Nabisco, Inc. purchased the Facility by purchasing various parcels over the years since the first parcel was acquired on April 30, 1830. Parcels acquired since 1950 were acquired from the following owners:

January 20, 1955

Niagara Frontier Transit System, Inc.
855 Main Street
Buffalo, New York

February 22, 1973

City of Niagara Falls, New York, a municipal corporation

February 28, 1973

Moore Business Forms, Inc.
900 Buffalo Ave.
Niagara Falls, New York

August 21, 1974

Robert W. Blanchette, Richard C. Bond & John H. McCarthur,
Trustees of the Property of Penn Central Transportation
Company, Debtor
Six Penn center Plaza
Philadelphia, Pennsylvania 19104

March 7, 1978

Niagara Frontier Transit Metro System, Inc., a subsidiary of
Niagara Frontier Transportation Authority
181 Ellicott Street
Buffalo, New York

March 26, 1980

Planning Board of the City of Niagara Falls
(approved request for abandonment of a portion of Memorial
Parkway)

October 25, 1983

6 deeds from same Grantor,
William J. Palumbo
69 Deuro Drive
Niagara Falls, New York 14304

3. Still researching this information.
4. Still researching this information.
5. Still researching this information.
6. Still researching this information.
7. Still researching this information.
8. There was no question 8 in the Request for Information.
9. Still researching this information.
9. Still researching this information.
10. Still researching this information.
11. Still researching this information.
12. None that would indemnify persons or entities for a release of hazardous substances at the York Oil Site, Moira, New York.

13. The following policies (copies of which are enclosed herewith) may possibly indemnify the company against liability which the company may have under CERCLA for any release or threatened release of a hazardous substance which may have occurred at the Facility since 1948.

Indemnity Insurance Co. of North America
Policy #XPL - 3239

Indemnity Insurance Co. of North America
Policy #XPL - 5117

Continental Casualty Company
Policy No. RD 9972688
Renewal of No. RD 9900907

Continental Casualty Company
Policy N. RD 9433913
Rewrite of No. RD 9433798

American Home Assurance Company
Policy No. BE 267 49 34

The Home Insurance Company
Policy No. HEC 4764111

Lumbermens Mutual Casualty Company
Policy No. 3ZL 030 000-01

Lumbermens Mutual Casualty Company
Policy No. 3 ZL 030 000-03

14. In response to item 14 of the Request for Information, we are providing copies of the following which show publicly available information on losses and profits for the years 1980 - 1987.

Relevant excerpts from the 1980 Annual Report of Nabisco, Inc.

Relevant excerpts from the 1981 Annual Report of Nabisco Brands, Inc.

1986 Annual Report of RJR Nabisco, Inc. which provides information for years 1982 through 1986.

1987 Annual Report of RJR Nabisco, Inc.

RJR Nabisco, Inc. is the parent company of both Nabisco Brands, Inc. and Nabisco, Inc.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of New Jersey

County of Morris

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Robert K. DeVries

NAME

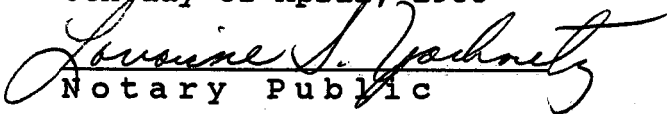
Corporate Counsel and
Assistant Secretary

TITLE



SIGNATURE

Sworn to before me this
6th day of April, 1988


Notary Public

LORRAINE S. YACHMETZ

A Notary Public of New Jersey

My Commission Expires Sept. 16, 1992